IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

DATATREASURY CORPORTION	§	
Plaintiff/Counter-Defendant	§	
	§	
vs.	§	No. 2:06cv72 (DF)
	§	Jury Trial Demanded
WELLS FARGO & COMPANY; et al	§	
Defendants/Counter-Plaintiff	§	

DATATREASURY'S ANSWER TO COMPASS BANCSHARES, INC., AND COMPASS BANK'S COUNTERCLAIMS

Plaintiff/Counter-Defendant DataTreasury Corporation hereby files its Answer to Compass Bancshares, Inc. and Compass Bank's ("Compass Defendants) Counterclaims and in support thereof, states as follows:

JURISDICTION AND VENUE

1. Plaintiff/Counter-Defendant admits the allegations contained in paragraph 1 of the Compass Defendants' Counterclaim.

2. Plaintiff/Counter-Defendant admits the allegations contained in paragraph 2 of the Compass Defendant's Counterclaim.

THE PARTIES

3. Plaintiff/Counter-Defendant admits the allegations in paragraph 3 of the Compass Defendant's Counterclaim.

4. Plaintiff/Counter-Defendant admits the allegations in paragraph 4 of the Compass Defendant's Counterclaim.

5. Plaintiff/Counter-Defendant admits the allegations in paragraph 5 of the Compass Defendant's Counterclaim.

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Declaratory Judgment

6. Plaintiff/Counter-Defendant denies that the Compass Defendants are entitled to Declaratory Judgment as alleged in paragraphs 6-9 of the counterclaim of the Compass Defendants.

7. Plaintiff/Counter-Defendant denies that the Compass Defendants are entitled to recover attorney's fees under 35 U.S.C. §285 as alleged in paragraph 10 of the Compass Defendant's Counterclaim.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff/Counter-Defendant prays for judgment against Defendants/Counter-Plaintiffs as follows:

A. For judgment dismissing the counterclaims with prejudice;

B. For a declaration that this is an exceptional case, and an award to Plaintiff/Counter-Defendant of its costs and attorneys' fees incurred herein;

C. An award of the costs of this action; and

D. That Plaintiff/Counter-Defendant be awarded such other and further relief as the Court may deem just and proper, including all relief requested in Plaintiff's Complaint.

Respectfully submitted,

_____________/S/______________________

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ATTORNEYS FOR PLAINTIFF/COUNTER-DEFENDANT,DATATREASURY CORPORATION

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document has been served on all counsel of record, via CM/ECF, on the 31st day of January, 2007.

___________/S/______________________
Edward Lewis von Hohn